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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

ANTHONY SMITH,

Plaintiff,

vs.

STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY, a foreign corporation;
DOES I-X; AND ROE CORPORATIONS I-X,
inclusive,

Defendants.

CASE NO.: 2:23-CV-00963

**STIPULATION AND ORDER TO
REMAND CASE TO EIGHTH
JUDICIAL DISTRICT COURT**

Plaintiff ANTHONY SMITH ("Plaintiff"), by and through his counsel of record, Joseph F. Schmitt, Esq., of LERNER & ROWE INJURY ATTORNEYS, and Defendant STATE FARM MUTUAL AUTOMOBILE INSURANCE COMPANY ("Defendant"), by and through its counsel of record, Philip Goodhart, Esq. of THORNDAL ARMSTRONG, PC, hereby stipulate that Plaintiff will not seek damages in excess of Seventy-Five Thousand Dollars (\$75,000.00), including, without limitation, attorney's fees, costs, and interest. As a result, the parties hereby stipulate this case does not meet the requirements for federal jurisdiction based on diversity of citizenship under 28 U.S.C. § 1332.

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1 Accordingly, the parties hereby stipulate to the remand of this matter to the Eighth Judicial
2 District Court for further proceedings without the award of sanctions to either party.

3 **IT IS SO STIPULATED.**

4 DATED this 6th day of July, 2023.

DATED this 6th day of July, 2023.

5 LERNER & ROWE INJURY ATTORNEYS

THORNDAL ARMSTRONG, PC

6 /s/ Joseph F. Schmitt

/s/ Philip Goodhart

7 Joseph F. Schmitt, Esq.
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11 **ORDER**

12 Pursuant to the stipulation of the parties, **IT IS ORDERED** that this matter is hereby
13 remanded to the Eighth Judicial District Court for further proceedings.

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16 IT IS SO ORDERED:

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18 UNITED STATES DISTRICT JUDGE

19 DATED: July 10, 2023
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